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Date: June 4, 2002 Send to No.: 703-746-7187

To: Ex. Susan McCormick cc:

From: Lisa V. Mueller, Esq.

Re: 09/821.879

Number of Pages: 4 (Does Not Include This Transmittal Sheet)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: K micle et al.

Serial No.: 09/821,879

Filed: March 30, 2001

Title: Cross-Incompatibility Traits from
Teosinte and Their Use in Corn

Group Art Unit 1661

Examiner: Susan McCormick

Commissioner for Patents
Washington, D.C., 20231

Sir:

PRELIMINARY AMENDMENT

Please amend claim 9 as follows:

[Handwritten: Sub 7]

9. (Amended). The cross-incompatible maize plant of claim 1 further comprising a gene cluster within its genome wherein said gene cluster is located on the short arm of chromosome 4 between map units 40-85.